



UNITED STATES PATENT AND TRADEMARK OFFICE



UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1150
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/706,634	11/12/2003	3736	385	02-1134-d	19	14	2

CONFIRMATION NO. 7985

020306
 MCDONNELL BOEHNEN HULBERT & BERGHOFF
 300 SOUTH WACKER DRIVE
 SUITE 3200
 CHICAGO, IL 60606

FILING RECEIPT

DOCKETED



OC000000011857805*

FEB 12 2004

DUE DATE
 BY *transferred*

Date Mailed: 02/09/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

Applicant(s)

Gary T. Neel, Weston, FL;
 Douglas E. Bell, Coral Springs, FL;
 T. Philip Wong, Coral Springs, FL;
~~Houston F. Voss, Fort Lauderdale, FL;~~
~~Allan Javier Caban, Lakeworth, FL;~~
~~David K. Boehm, Lauderhill, FL;~~

Assignment For Published Patent Application

Home Diagnostics, Inc., Fort Lauderdale, FL;

Domestic Priority data as claimed by applicant

This application is a DIV of 10/286,648 11/01/2002
 which claims benefit of 60/375,017 04/25/2002
 and claims benefit of 60/375,019 04/25/2002
 and claims benefit of 60/375,020 04/25/2002
 and claims benefit of 60/375,054 04/25/2002

Foreign Applications

If Required, Foreign Filing License Granted: 02/06/2004

Projected Publication Date: 05/20/2004

Non-Publication Request: No

Early Publication Request: No

**** SMALL ENTITY ****

Title

Systems and methods for blood glucose sensing

Preliminary Class

600

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).



PATENT
Customer No. 22,852
Attorney Docket No. 06882.0090-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of:

Gary T. Neel et al.

Application No.: 10/706,634

Filed: November 12, 2003

For: Systems and Methods for Blood
Glucose Sensing

)
)
) Group Art Unit: 3736
)
) Examiner: To Be Assigned
)
)
)
)
)
)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST FOR CORRECTED FILING RECEIPT

We are forwarding herewith a copy of a Filing Receipt for the above-identified patent application.

The Filing Receipt erroneously names Houston F. Voss, Allan Javier Caban and David K. Boehm as Applicants. A Statement Under 37 C.F.R. § 1.63(d)(2) was filed with the above-identified application, requesting that the Commissioner delete Houston F. Voss, Allan Javier Caban and David K. Boehm from the list of Applicants in this divisional application. A copy of this Statement and of a return postcard indicating its receipt by the Office are attached.

Accordingly, only Gary T. Neel, Weston, FL; Douglas E. Bell, Coral Springs, FL; and T. Philip Wong, Coral Springs, FL, should be listed as Applicants. The names of Houston F. Voss, Fort Lauderdale, FL; Allan Javier Caban, Lakeworth, FL; and David K. Boehm, Lauderhill, FL, should be deleted from the list of Applicants. The changes are shown in ink on the attached copy.

It is respectfully requested that a corrected Filing Receipt be issued as soon as possible.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: April 5, 2004

By: Rebecca McNeil
for: Eric P. Raciti Reg. No. 43,796
Reg. No. 41,475

Attachments: Copy of Filing Receipt mailed February 9, 2004 with changes in ink;
Statement Under 37 C.F.R. § 1.63(d)(2) filed November 12, 2003;
Postcard indicating receipt of such Statement by the Office.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 02-1134-D)

In the Application of:

Gary T. Neel, et al.

Serial No.: TBA (Div. of 10/286,648)

Filed: November 12, 2003

For: Systems and Methods for
Blood Glucose Sensing

)
)
) Art Unit: TBA
)
) Examiner: TBA
)
)
)
)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 CFR 1.63(d)(2)

This application is being filed by less than all the inventors named in the prior application. In accordance with 37 CFR 1.63(d)(2), the Commissioner is requested to delete the names of the following persons who are not inventors of the invention being claimed in this application: Houston F. Voss; Allan Javier Caban; and David K. Boehm.

Date: November 12, 2003

By: Richard A. Machonkin
Richard A. Machonkin
Registration No. 41,962



Hon. Commissioner of
Patents and Trademarks

Re: Applicant - Gary T. Neel, et al.

Atty: RAM


Case No. 02-1134-D

Systems and Methods for Blood Glucose Sensing

Sir:

Please place the Patent Office receipt stamp hereon and mail to acknowledge receipt of:

- ☒ Utility Application for Patent Cover Sheet (2 sheets in duplicate)
- ☒ Specification (including description, claims and abstract) (64 sheets)
- ☒ Figures (19 sheets)
- ☒ Statement Under 37 CFR 1.63(d)(2)
- ☒ Declaration and Power of Attorney
- ☒ Filing Fee Check
- ☒ Patent Application Data Sheet (3 sheets)

22386 U.S. PTO
10/706634

111203

SN220845EECEV3

Fee Enclosed

\$ 385.00

Date Mailed: November 12, 2003

c/m#: 905-116

Respectfully,

McDonnell Boehnen Hulbert & Berghoff
Attorney for Applicant

Hon. Commissioner of
Patents and Trademarks

Re: Applicant - Gary T. Neel, et al.

Atty: RAM

Case No. 02-1134-D

Systems and Methods for Blood Glucose Sensing

Sir:

Please place the Patent Office receipt stamp hereon and mail to acknowledge receipt of:

- ☒ Utility Application for Patent Cover Sheet (2 sheets in duplicate)
- ☒ Specification (including description, claims and abstract) (64 sheets)
- ☒ Figures (19 sheets)
- ☒ Statement Under 37 CFR 1.63(d)(2)
- ☒ Declaration and Power of Attorney
- ☒ Filing Fee Check
- ☒ Patent Application Data Sheet (3 sheets)

Fee Enclosed

\$ 385.00

Date Mailed: November 12, 2003

c/m#: 905-116

Respectfully,

McDonnell Boehnen Hulbert & Berghoff
Attorney for Applicant

SN220845EECEV3